FILED
U.S. DISTRICT COURT
DISTRICT OF NEW MEXICO
2014 JUN 18 AM 10: 57
CLERK-LAS CRUCES

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

v. CRIMINAL NO. 2:14-MJ-02084-SMV

CARLOS VALENZUELA,

Defendant.

WAIVER OF PRELIMINARY HEARING AND CONTINUANCE OF GRAND JURY PRESENTMENT ORDER TOLLING SPEEDY TRIAL TIME COMPUTATION

1. I am the defendant in this criminal proceeding.

2. I understand that I am entitled to a preliminary hearing, but I agree to waive my right to that hearing in exchange for the following:

[✓] Pre-indictment discovery

[✓] Pre-indictment plea negotiations

[ ] ______________________________

____

3. I understand that I have the right to have my case presented to a grand jury within thirty (30) days of my arrest pursuant to 18 U.S.C. §3161(b).

4. I hereby request a tolling of grand jury presentment pursuant to 18 U.S.C. §3161(h)(7)(A) for an additional period not to exceed 75 days from the date of my arrest for a total of 105 days. By that I mean there be a 75- day period of excludable time for the purposes of determining compliance with the speedy indictment provision of 18 U.S.C. §3161(b). I further

request that an Order be entered providing that this time period shall be tolled and excluded from speedy indictment time computation pursuant to 18 U.S.C. §3161(h)(7)(A).

5. If I cannot reach an agreement with the United States Attorney's Office, I understand that my case will be presented to a grand jury at a later date, consistent with this waiver.

Carlos Valenzuela
Defendant

I have reviewed the foregoing document in Spanish with my client and represent to the Court that he understands it. I further represent to the Court that I believe it is in my client's best interest to agree to the contents of this document.

Richard Fewker
Attorney for Defendant

Date: June 18, 2014